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Date: October 4, 2005

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Total Pages Including Cover: 5

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To: Examiner Niki Eloshway  
Group Art: 3727 Company: U.S. Patent and Trademark Office

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Client/Matter: 23834.6

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Message:

RE: Serial No. 10/616,470 Filed: July 9, 2003

Attached is a Response to Notice of Non-Compliant Amendment (37 CFR 1.121) to be filed in the referenced patent application.

d-1375559.1  
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Appl. No.: 10/616,470  
Reply to Office Action of 05/18/2005

Patent/Docket No. 23834.8  
Customer No. 000027683

OCT 04 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Virginia Poole

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Group Art Unit: 3727

Serial No.: 10/616,470

Examiner: Eloshway, Niki Marina

Filed: July 9, 2003

Confirmation No.: 9614

For: Container Having a Guard

**Mail Stop Amendment - Via Facsimile**  
Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**  
**(37 CFR 1.121) MAILED SEPTEMBER 26, 2005**

**I. Introductory Comments**

In response to the Notice of Non-Compliant Amendment mailed on September 26, 2005, Applicant hereby resubmits the entire "Amendments to the Claims" section of the Amendment response previously filed September 19, 2005.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.